

ORIGINAL

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII
OCT 15 2007
at 1 o'clock and 0 min. M.
SUE BEITIA, CLERK

Attorney for Defendants
SULLIVAN PROPERTIES, INC.
and ROBERT B. SULLIVAN

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

SCOTTSDALE INSURANCE
COMPANY,

Plaintiff,

vs.

SULLIVAN PROPERTIES, INC.;
ROBERT B. SULLIVAN; MAUI
LAND & PINEAPPLE COMPANY,
INC.; AND KAPALUA LAND
COMPANY, LTD.

Defendants.

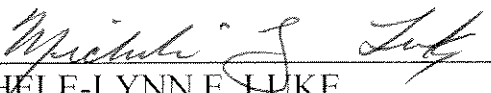
CIVIL NO. CV04-00550 HG BMK
(Declaratory Relief)

**DEFENDANTS SULLIVAN
PROPERTIES, INC. AND
ROBERT B. SULLIVAN'S
MOTION FOR STAY OF
ENFORCEMENT OF
JUDGMENT AND FOR
APPROVAL OF
SUPERSEDEAS BOND;
MEMORANDUM IN SUPPORT
OF MOTION; DECLARATION
OF MICHELE-LYNN E. LUKE;
EXHIBIT "A"; CERTIFICATE
OF SERVICE**

**DEFENDANTS SULLIVAN PROPERTIES, INC. AND ROBERT B.
SULLIVAN'S MOTION FOR STAY OF ENFORCEMENT OF
JUDGMENT AND FOR APPROVAL OF SUPERSEDEAS BOND**

Defendants SULLIVAN PROPERTIES, INC. and ROBERT B. SULLIVAN, hereinafter collectively "Defendants SULLIVAN", by and through its attorneys, RICHARDS AND LUKE, and pursuant to the provisions of Rules 7(b), 62(a) and 62(d), Federal Rules of Civil Procedure, hereby moves this Honorable Court for an order staying enforcement of the Judgment entered herein on August 7, 2007, which Judgment was appealed to the Ninth Circuit Court of Appeals on September 6, 2007; and for approval of a supersedeas bond in the amount of 150% of the Judgment amount, a copy of which is attached hereto as Exhibit "A". Upon the granting of this Motion, counsel undersigned will file the original bond with the Court, within one (1) business day.

DATED: Honolulu, Hawaii, October 15, 2007.



MICHELE-LYNN E. LUKE
Attorney for Defendants
SULLIVAN PROPERTIES, INC. and
ROBERT B. SULLIVAN